

Introduced by Senator Speier

February 22, 2005

An act to add Section 19829.5 to the Government Code, relating to employment relations.

LEGISLATIVE COUNSEL'S DIGEST

SB 621, as amended, Speier. ~~State Personnel Board~~ *Department of Personnel Administration*: posting of MOUs.

Existing law requires the Department of Personnel Administration to establish and adjust salary ranges for each class of position in the state civil service subject to any merit limits contained in Article VII of the California Constitution. The department also represents the Governor and presents the state's management position in negotiations with recognized employee organizations representing state employees.

This bill would require the department to post, in a clear and conspicuous manner on the department's Web site, each memorandum of understanding that has been submitted to the Legislature for determination pursuant to the Ralph C. Dills Act, in its entirety. The bill would require the Web site posting to include a declaration that the memorandum has been submitted to the office of the Legislative Analyst and the Legislature, including the date of that submission and a summary of the memorandum of understanding that is the same summary provided to the Legislature by the department.

The bill would provide that the memorandum of understanding would not be subject to legislative determination until the Legislative Analyst has presented a fiscal analysis of the memorandum to the Legislature. The Legislative Analyst would have 25 *working* days from the date the memorandum of understanding is received to issue a fiscal analysis to the Legislature.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 19829.5 is added to the Government
2 Code, to read:
3 19829.5. (a) The department shall post, in a clear and
4 conspicuous manner on the department's Web site, each
5 memorandum of understanding that has been submitted to the
6 Legislature for determination pursuant to Section 3517.5. The
7 memorandum of understanding of the agreement reached
8 between the Governor and the recognized employee organization
9 shall be posted on the department's Web site in its entirety, with
10 a declaration that the memorandum has been submitted to the
11 office of the Legislative Analyst and the Legislature, including
12 the date of that submission. The department shall include on its
13 Web site posting a summary of the memorandum of
14 understanding that is the same summary provided to the
15 Legislature by the department.
16 (b) *Each memorandum of understanding submitted by the*
17 *department to the Legislative Analyst shall include the*
18 *department's analysis of costs and savings.*
19 (c) The memorandum of understanding shall not be subject to
20 legislative determination until the Legislative Analyst has
21 presented a fiscal analysis of the memorandum to the Legislature.
22 The Legislative Analyst shall have 25 *working* days from the
23 date the memorandum of understanding is received to issue a
24 fiscal analysis to the Legislature.